| 1 2 3 4 | Scott Sagaria (State Bar No.217981) Elliot Gale (State Bar No. 263326) Joe Angelo (State Bar No. 268542) SAGARIA LAW, P.C. 2033 Gateway Place, 5 th Floor San Jose, California 95110 Telephone: (408) 279-2288 Facsimile: (408) 279-2299 | | |
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| 5 | Attorneys for Plaintiff | | |
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| 9 | UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA — SAN JOSE DIVISION | | |
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| 11 | DADLENE DOWLEY | F 1 1 C N 5 15 CV 04224 PMW | |
| 12 | DARLENE ROWLEY, | Federal Case No.: 5:15-CV-04334-RMW | |
| 13 | Plaintiff, | PLAINTIFF'S NOTICE OF VOLUNTARY DISMISSAL OF DEFENDANT PATIENT | |
| 14 | VS. | ACCOUNTING SERVICE CENTER, LLC PURSUANT TO FEDERAL RULE OF | |
| 15 | EXPERIAN INFORMATION SOLUTIONS, INC.; et. al., | CIVIL PROCEDURE 41(A)(1) | |
| 16 | Defendants. | | |
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| 19 | PLEASE TAKE NOTICE that Plaintiff Darlene Rowley, pursuant to Federal Rule of Civil | | |
| 20 | Procedure 41(a)(1), hereby voluntarily dismisses Defendant Patient Accounting Service Center, | | |
| 21 | LLC as to all claims in this action. | | |
| 22 | Federal Rule of Civil Procedure 41(a)(1) provides, in relevant part: | | |
| 23 | 41(a) Voluntary Dismissal | | |
| 24 | (1) By the Plaintiff | | |
| 25 | (a) Without a Court Order. Subject to Rules 23(3), 23.1(c), 23.2, and 66 and any | | |
| 26 | applicable federal statute, the plaintiff may dismiss an action without a court | | |
| 27 | order by filing: | | |
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| 1 | (1) a notice of dismissal before the opposing party serves either an answer | |
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| 2 | or a motion for summary judgment. | |
| 3 | Defendant Patient Accounting Service Center, LLC has neither answered Plaintiff's | |
| 4 | Complaint, nor filed a motion for summary judgment. Accordingly, the matter may be dismissed | |
| 5 | against it for all purposes and without an Order of the Court. | |
| 6 | | |
| 7 | Dated: December 2, 2015 Sagaria Law, P.C. | |
| 8 | By: /s/ Elliot W. Gale | |
| 9 | Elliot W. Gale | |
| 10 | Attorneys for Plaintiff Darlene Rowley | |
| 11 | Darrene Rowley | |
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